APPLICATION TO SEGREGATE A WATER RIGHT STATE OF UTAH 01-165

Segregation No. 40104-a

he	For the purpose of obtaining permission to segregate a water right, application is hereby made to State Engineer, based upon the following showing of facts, and submitted in accordance with the					
1.	The name of the applicant is Paul Fritz c/o De-Oro or X-Four Co. (Demar Perkins) Frederick Rogers, Ross Musselman The Post Office address of the applicant is P.O. Box 248 Monticello, Utah 84535					
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	THE WATER RIGHT DESCRIBED AS FOLLOWS IS OWNED BY APPLICANT:					
2	The right was acquired by A-40104 (01-89)					
	(Give number of application) The quantity of water which has or was to have been used is 4.0 second-feet or					
4.						
	acre-feet.					
5.	The water has been or was to have been used for and during periods as follows:					
	Irrigation from March 15 to November 15 incl. (Month) (Day) (Month) (Day)					
	Stockwater from January 1 to December 31 incl. (Month) (Day) (Month) (Day)					
	and stored each year (if stored) from to incl.					
6.	(Month) (Day) (Month) (Day) The direct source of supply is Colorado River in Grand County. (well, spring, stream, drain, river; if other explain.)					
	The point or points of diversion S. 440 ft. & E. 3830 ft. from W ₄ Cor.					
1.	Sec. 8, T23S, R24E, SLB&M.					
8.	The water involved has been or was to have been used for the following:					
	SE'sSE's Sec. 7, S'sSW's, W'sSE's Sec. 8, all T23S, R24E, SLB&M.					
	NOTE. If used for irrigation, give legal subdivision of land and total acreage which has been or was to have been irrigated. If for other purposes, give nature, place, and extent of past or proposed use.					
9.	The point at which the water has been or was to have been returned to the stream channel is lo-					
	cated as follows:					
	NOTE: To be filled in only in case all or part of the water is returned to the natural channel.					
n i i	E WATER RIGHT DESCRIBED ABOVE IS PROPOSED FOR SEGREGATION AS FOLLOWS:					
10.	The quantity of water to be segregated is 2.0 second-feet or acre-feet					
	and the use or uses being segregated is or are: Irrigation: Pts. of SE ¹ ₄ SE ¹ ₄ Sec. 7,					
	S½SW¼, W½SE¼ Sec. 8, all T23S, R24E, SLB&M.					

The quantity of water remaining in the original application after segregation will be 2.0 second-feet or acre-feet, and the use or uses is or are: Irrigation: SEASEA SEC. 7. SASMA. MASEA SEC. 8. all 1723S, R24E, SLBAM. Total 100 acre Purther explanation: NOTE: If the use or uses described are by number of acres irrigated. In the use or uses it is not a service and the use of a nature such as industrial, cafe, motel, service sistion, or a complex of these, then each use must be defined valuated in flow or acre-feet needed here's segregation. If the use to be here insergreated are presently indicated as being supplied water from other sources and term supplemental is used on the application or right here must be designated an acre-foot existion to clarify the supplemental term, both on the application or right being suggested, and on the suggest application. **Vec. Cr. by bull acre-foot existion to clarify the supplemental term, both on the application or right being suggested, and on the suggest application. **Vec. Cr. by bull acre-foot existion to clarify the supplemental term, both on the application or right being suggested, and on the suggest application. **Vec. Cr. by bull acre-foot existion to clarify the supplemental term, both on the application or right being suggested, and on the suggest application. **Vec. Cr. by bull acre-foot existion to clarify the supplemental term, both on the application or right being suggested by the application. **Proof of Poptication of Segregate rec' deer counts by Bull acre-foot existion to Segregate rec' deer counts by Bull acre-foot existion to Segregate rec' deer counts by Bull acre-foot existion to Segregate rec' deer counts by Bull acre-foot existion to Segregate and returned to application to State Eng. Office. **Application designated for approval by Bull acre-foot existing the supplemental approval by Bull acre-foot existing the supplemental acre-foot existing the supplemental acre-foot existing the supplemental acre-foot existing the supplemental acre-fo		
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		State Engineer

COPY

Application No. 40104

APPLICATION TO APPROPRIATE WATER STATE OF UTAH

Title Chauge

NOTE:—The information given in the following blanks should be free from explanatory matter, but whe a complete supplementary statement should be made on the following page under the heading "Explanatory For the purpose of acquiring the right to use a portion of the unappropriated water of the State of Utah, for uses indicated by (X) in the proper box or boxes, application is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements of the Laws of Utah. 1. Irrigation ☑ Domestic ☐ Stockwatering ☒ Municipal ☐ Power ☐ Mining ☐ Other Uses ☐ 2. The name of the applicant is James T. McPherson 1201 Fritz

3. The Post Office address of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second of the applicant is 10. Box 507; Month of the second o P.O. Box 3 504 Moab Wrah 832/3 The quantity of water to be appropriated is $400 2.0 \sec(01-165)$ The quantity of water to be appropriated is $\frac{400 2.0 \sec(01-165)}{\sec(01-165)}$ 5. The water is to be used for Stockwatering from January 1 to December

(Major Purpose) (Month) (Day) (Month) (Major Purpose) (Day) (Day) Irrigation from March 15 15 to November other use period..... (Day) (Minor Purpose) (Month) (Day) (Month) and stored each year (if stored) from (Month) (Day) (Month) (Day) 6. The drainage area to which the direct source of supply belongs is..... (Leave Blank) 7. The direct source of supply is * Colorado River (Name of stream or other source) which is tributary to, tributary to *Note.—Where water is to be diverted from a well, a tunnel, or drain, the source should be designated as "Underground Water" in the first space and the remaining spaces should be left blank. If the source is a stream, a spring, a spring area, or a drain, so indicate in the first space, giving its name, if named, and in the remaining spaces, designate the stream channels to which it is tributary, even though the water may sink, evaporate, or be diverted before reaching said channels. If water from a spring flows in a natural surface channel before being diverted, the direct source should be designated as a stream and not a apring a stream and not a spring. 8. The point of diversion from the source is in Grand County, situated at a point* S.440 ft. and E. 3830 ft. from the Wix Cor. of Sec. 8, T23S, R24E, SLB&M. *Note.—The point of diversion must be located definitely by course and distance or by giving the distances north or south, and east or west with reference to a United States land survey corner or United States mineral monument, if within a distance of six miles of either, or if at a greater distance, to some prominent and permanent natural object. No application will be received for filing in which the point of diversion is not defined definitely. 9. The diverting and carrying works will consist of pump, diversion ditches & watering troughs -----area inundated in acres legal subdivision of area inundated 11. If application is for irrigation purposes, the legal subdivisions of the area irrigated are as follows: SEZSEZ of Sec. 7; SZSWZ, WZSEZ of Sec. 8; all T23S, R24E, SLB&M. 2075: 6(No) 121: 11: 2 (Sw) 2011 (4): 3(SEX45W/4): 3 (SEX15W/4) 5ee (01-16-57) Total 200 /00 Acres 12. Is the land owned by the applicant? Yes...X. No.......... If "No," explain on page 2. If "yes," identify other water rights on page 2. 14. If application is for power purposes, describe type of plant, size and rated capacity..... the mine, where the following ores are mined 16. If application is for stockwatering purposes, number and kind of stock watered..... 200 head of cattle 17. If application is for domestic purposes, number of persons, or families 18. If application is for municipal purposes, name of municipality 19. If application is for other uses, include general description of proposed uses..... 20. Give place of use by legal subdivision of the United States Land Survey for all uses described in paragraphs 14 to 19, incl. Same as 11 above. 21. The use of water as set forth in this application will consume. 4.0 2.0 second-feet of water and _____second feet will be returned to the natural stream or source at a point described

FEES FOR APPLICATIONS TO APPROPRIATE WATER IN UTAH

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Application No.....

01-165

Application for Permanent Change of Point of Diversion Place and Nature of Use of Water STATE OF UTAH

bein	Please clearly and correctly complete the informage changed. (Type or clearly print.)	ition requested b	below whic	n defines the ri	gitt of Tights			
For	the purpose of obtaining permission to permanen	tly change: the	point of	diversion 🐧,	place X, or			
	ure of use [X], of water rights acquired by Seg. (Give Number of Application, certificate of appropriation	Appl 40104-	a					
If th	ne right described has been amended by a previous	approved chang	ge applicati	ion, give the nu	imber of such			
cha	nge application. NoPaul Fritz c	/o De-Oro or	X-Four (Company				
1.	The name of the applicant is Demar Perki	ns), Frederic	ck Rogers	, Koss Muss	elman			
2.	The post-office address of the applicant is	P.O. Box 248	Montice1	10, Utah 84	535			
3.	The flow of water which has been or was to ha	ve been used in	second-feet	is 2.0				
4.	The quantity of water which has been or was to							
5.	The water has been or was to have been used for							
Ů.	Irrigation				15 incl.			
	(purpose)	(month)	(day)	(month)	(day)			
					incl.			
	(purpose)	(month)						
	and stored each year (if stored)	from	(day)	(month)	(day)			
6.	The direct source of supply is Colorado Riv							
0.	(well, spring, stream	n, drain, river; if otl	her explain)					
7.	The point or points of diversion S. 440 ft.	& E. 3820 f	t. from !	Wa Cor.				
		23S, R24E, SLI						
	(Must be the same as that of right being changed unler point or points approved in the previous change	ss a previous chang	ge has been	filed and approve	d. Then use the			
8.	Diversion works:							
	If a well give diameter and depth. Pump, open	ditches, et	с.					
	If a dam and reservoir give height, capacity, an	*						
	If other give type of diversion facility							
9.	The water involved has been or was to have been used for the following purposes in the following described legal subdivisions: (If used for irrigation, state sole or supplemental supply, and describe other supplemental rights.)							
	Irrigation SE4SE4 Sec. 7, S12SW14, W12S							
	Total acres to be irrigated 100 acres.							
	Stockwatering (number and kind)			1				
	Domestic (number of families and/or persons,							
	Other							
10.		The point at which water has been or was to have been returned to the stream channel is situated as						
10.	follows: (Please describe method of return.)	The point at which water has been or was to have been returned to the stream channel is situated as follows: (Please describe method of return.)						
	Note: Paragraph 10 is to be completed only when all or	part of the water	is returned	to the natural str	eam or channel.			
	The Following Ch	anges Are I	Propose	d				
11.	The flow of water to be changed in cubic feet pe							
	The quantity of water to be changed in acre-fee	er second is			······			

	Mining & Milling from	January 1		December	31	incl.				
	(purpose)			(month)		mici.				
	from					incl.				
		(month)		(month)	11916	:1				
	and stored each year (if stored) from	(month)		(month)		inci.				
	It is now proposed to divert the water from	(i.e., sprin	g, spring area	a, stream, river, dr	ain, well, e	tc.)				
	at a point(s) as follows: Colorado River: 1									
	SW Cor.Sec.8: Dolores River: 3)N.1050 f	t.& W.675	ft.from	SE Cor.Sec.9	; 4)N.1	400 ft				
	W-1425 ft.from SE Cor.Sec.10; 5)S.1450. NOTE: The "point of diversion," or "point of return," mus with reference to some regularly established United States distance of six miles of either, or if a greater distance to must also be described by metes and bounds.	st be located by	course and or United Sta	distance or by rectates mineral monu	angular di	stances Sithin a				
	The proposed diverting and conveying works will Portable pump, pipeline, or hauling tru	consist of: (if cks to pla	a well, sta ce of us	te diameter and	depth the	ereof)				
-	If water is to be stored, give capacity of reservoir	r in acre-feet.		height of da	m					
	area inundated in acreslegal subdivis	sions of area	inundated	1						
	The water is to be used for the following purpose for irrigation, state sole or supplemental supply, Irrigation	es in the followand describe	wing descri	bed legal subdiv lemental rights.	visi <mark>ons:</mark> (i)	f used				
	but limited to the sole irrigation supply of			acres.						
	Stockwatering (number and kind)				<u></u>					
		Domestic (number of families and/or persons, etc.)								
	Other Mining & Milling of gold and si									
•	If paragraphs 11 and 12 designate that only part is to be changed, designate the status of the water or used as heretofore.	of the right of	described in	n paragraphs 1	to 10 inc	lusive				
	EXPLAN	ATORY								
	The following additional facts are set forth in c									
I	pose of the proposed change: Paragraph #17	continued:	Places	of Uses:	<mark>.</mark>					
	All Sections T17S, R25 & 26 E; All sect	ions T18S,	R24,25,	26E; All sec	tions					
	T19 05,26E; All sections T20S	R22,23,2	4,25,26E	: All Secti	ons T21	S				
	R19, Lu., LL, L., 24,25£, All Sections T	22S, R19,2	0,21,22,	23,24E; SE	Sec. 9					
	S½, NE½NE¼, Sec. 10, Sec. 11, Sec. 12.									
	₩½N₩¼ Sec. 18, T23S, R24E, SLB&M.									
	8 2 3 4 4 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5									
	1									
					······					
			14.00 at 11.00 h		<mark>.</mark>					

t	The undersigned hereby acknowledges that even the above-numbered application through the courte ponsibility for the accuracy of the information condicant.	though he m	ay have be	een assisted in the State Engi	the prepa ner's Offi	ration ce, all				
t	The undersigned hereby acknowledges that even the above-numbered application through the courte ponsibility for the accuracy of the information conclicant.	though he m sy of the em tained therei	ay have be ployees of n, at the	een assisted in the State Engi	the prepa ner's Offi rests wit	ration ce, all th the				

(This page not to be filled in by applicant)

STATE ENGINEER'S ENDORSEMENTS

1.	Dec. B., 1981	Change Application received over control by a	mail in State Engine	eer's office by
		Priority of right to make change bro		
		Fee for filing Application \$ 600		
ł.		Application microfilmed by	Roll No.	and indexed by
		Application platted by		2 F. 14 St. (1923) 184
	1-13-B2	Application examined by		
		Application returned, with letter, to	0	for correction
		Corrected application resubmitted	over counter by mail to State	Engineer's office
	1-13-82	Application approved for advertises	ment by \mathcal{A}	
		Notice to water users prepared by		
	Mar. 11, 1992	Publication began, was completed.	Much 18+25	1972 Times Independ
		Proof slips checked by	A series of the	
		Change Application protested by		
		Publisher paid MEV No.		
		Field Examined by		
		Application designated for approva	1 by	
		Change Application copied		
	1-2-82	Change Application approved and r	eturned to applicant.	
		is approved on the following condition		
		truction work necessitated by propo		ligently prosecuted to comple-
	2. Proof of cha	ange shall be submitted to the State I	Engineer's office by	
	3. This change	is subject to all conditions imposed	on the approval of the	e original application or right
				e Engineer
•		Time for making proof of change ex		
		Proof of change submitted.		
		Certificate of change No.		issued.
cl	I hereby certify thange the point o	hat the foregoing is a true copy of the foregoing is a true copy of the foregoing is a true copy of the diversion, place and nature of use ce on the date given below.	ne Application by	
ılt	Lake City, Utah	, 19		
		1 . 5		Engineer

ASSIGNMENT

CERTIFICATE NO.	
GRAZING LEASE NO. 39855	APPLICATION NO. 39855
valuable consideration and Ten DOLLAR ADDRESS: 53 East 2 The rights, title, and interest in rights a extent indicated, subject to the reservation	itle interest as hereinafter specified in and to No. as designated, for good and Soos hereby assign to George D. Fehr 100 Soo, Suite 216, Salt Lake City, Utah 8411 and privileges as lessee in such lands, to the on of overriding royalties as herein noted:
1. Land affected by this assignment i Described herein as:	n County of <u>Grand</u> , State of Utah.
Township 23 South, Range Section 7: Bed of Color Section 8: Bed of Color Section 17: Bed of Color Section 18: Bed of Color	ado River - $S_{\frac{1}{2}}^{\frac{1}{2}}SE_{\frac{1}{4}}^{\frac{1}{4}}$ ado River - $S_{\frac{1}{2}}^{\frac{1}{2}}$ ado River - $N_{\frac{1}{2}}^{\frac{1}{2}}NE_{\frac{1}{4}}^{\frac{1}{4}}$
5. Overriding royalty previously rese	100% O Assignee (Note percentage of 2.) 100% to Assignor (Note percentage only) None rved (Note percentage only) None
and signed a knowledge and	
Executed and witnessed this <u>5th</u> day	of <u>April</u> , 19 <u>83</u>
WITNESS:	
	(LesseeAssignor)
LESSORASSIGNOR'	S ACKNOWLEDGEMENT Spouse
STATE OF UTAH) : ss.	
COUNTY OF SALT LAKE)	
On theday ofApril, A.DIngram and Betty E. Ingram , signer (s) ledged to me that (he, she, they) they	19 83 , personally appeared before me Willis N. of the above instrument, who duly acknow-executed the same.
My Commission Expires:9-24-86	Notary PublicResiding at:
INDIVIDUAL'S ACCE AFFIDAVIT OF CITI	Notary PublicResiding at: Salt Lake City, Utah ZENSHIP OF ASSIGNEE
I, (we) George D. Fehr on oath, depresent time (a) * native born Citizen legal age, and I (we) hereby assume and agregations of said lease on the part of the less the foregoing instrument.	(s) of the united States of America and of
Subscribed and sworn to before me this <u>5th</u>	
My Commission Expires: 9-24-36	Notary PublicResiding at: Salt Lake City, Ut.
NOTE: a* Insert here whether native born or necessary to file with this office Proof of 0 become a citizen in the form of a letter or of Issuance, and registration fee of \$1.00.	naturalized. If naturalized, it will be

THIS DOCUMENT MAY BE DUPLICATED.

INSTRUCTIONS: Assignment must be submitted in duplicate. The original certificate, grazing lease or mineral lease must be produced with the assignment. Partial assignment permitted on mineral leases only. Total assignment -- \$10.00, Interest Assignment--\$10.00, Partial Assignment -- \$15.00.

ACCEPTANCE OF ASSIGNMENT (Corporate)

	CERTIFICATE NO.
	GRAZING LEASE NU.
·	MINERAL LEASE NO.
Comes Now	, a corporation of
AND HEREBY ACCEPTS THE ASSIGNMENT	FROM
of, CL No.	, ML No which assignment is
	, subject to all of the covenants and obligations
of said Lessee.	
IN WITNESS WHEREOF (Officer,Ag	las executed this acceptance this ent. Attorney in fact)
	(Assignee)
	BY: (Officer, Agent, Attorney-in Fact)
<u>.</u>	SIGNEES ACKNOWLEDGEMENT
STATE OF UTAH) : 53 COUNTY OF)	
On thisday of	, 19, personally appeared before
	and, who
	ch for himself, that (he, she, or they)
	n fact for the assignee and is authorized to accept
	the same and the seal affixed is the seal of said
corporation.	
MY COMMISSION EXPIRES	MOTARY PUBLIC, Residing at:

ASSIGNMENT

GRAZING LEASE NO. MINERAL LEASE NO.	30855	APPLICATION NO	. 39855
The undersign to ML <u>39855</u> ; valuable considera INC. The rights, title,	ed, as owner of record ti GL; Certificat tion andTenDOLLAR ADDRESS: 954 East ' and interest in rights a	tle interest as hereinafter specte No. as designated, S does hereby assign to CRATER 7145 South, Salt Lake City, nd privileges as lessee in such n of overriding royalties as her	for good and EXPLORATION, Utah 84047. lands, to the
	cted by this assignment i herein as:	n County of <u>Grand</u> , Sta	te of Utah.
Section Section Section	7: Bed of Colorado 8: Bed of Colorado 17: Bed of Colorado 18: Bed of Colorado	River - $S_{\frac{1}{2}}^{\frac{1}{2}}SE_{\frac{1}{4}}^{\frac{1}{4}}$ River - $S_{\frac{1}{2}}^{\frac{1}{2}}$ River - All	
 Extent of Overriding 	g royalty reserved herein		2.99 ACRES 1) 100% 1y) None None
It is hereby certi the best of the un	fied that the statements dersigned's knowledge and	made herein are true, complete, belief and are made in good fai	and correct to
Executed and	witnessed this <u>11th</u> da	y of April , 19 83.	
VITNESS:		· Duringe &	nor) GEORGE D. FEHR
	LESSORASSIGNOR	'S ACKNOWLEDGEMENT	mory decrease by Ham.
STATE OF UTAH)	3 AURIONEEDGENERT	
COUNTY OF SALT LA	: ss. AKE)		
on the <u>11th</u> day George D	of April, A.D. Fehr, signer (s	1983 , personally appeared b) of the above instrument, who described the same.	before me luly acknow-
My Commission Expi	res: <u>9-24-86</u>	Notary PublicResidir	9 c c
	INDIVIDUAL'S ACC	CEPTANCE OF ASSIGNMENT TIZENSHIP OF ASSIGNEE	ake City, Utah
legal age, and I (we) hereby assume and agr ase on the part of the le	do solemnly swear that I am (we n (s) of the United States of Ame ree to perform all of the covenar essee (s) to be kept and performe	ed, and accept
		BY:	
Subscribed and swo	rn to before me this	day of	. 19
1y Commission Expi	res:	Notary PublicResiding at:	
NOTE: a* Insert h	ere whether native born of with this office Proof of	or naturalized. If naturalized, f Citizenship or Declaration of !	it will be intention to

become a citizen in the form of a letter or certificate of verification from Court of

INSTRUCTIONS: Assignment must be submitted in duplicate. The original certificate, grazing lease or mineral lease must be produced with the assignment. Partial assignment permitted on mineral leases only. Total assignment -- \$10.00, Interest Assignment--\$10.00, Partial Assignment -- \$15.00.

ACCEPTANCE OF ASSIGNMENT (Corporate)

	frage		CERTIFICATE NO.
Comos Nov		12 13V1. or short (12 13V2)	GRAZING LEASE NO. 39855 MINERAL LEASE NO.
	Crater Exploration,		Nevada, whose address
	54 East 7145 South, Midv		
AND HEREE	BY ACCEPTS THE ASSIGNMENT FR		
		outh, Salt Lake City,	
Certifica	te No, GL No	, ML No. 39855	which assignment is
lated	April 11, 1983	, subject to all of the o	covenants and obligations
of said L	essee.		
	ITNESS WHEREOF Gregory	G. Bradt has exe	ecuted this acceptance this
		CRATER E	XPLORATION, INC.
		(Officer, A	gent. Attorney-in-Fact
	ACCI	VIJUDAKA	e Vice President
		GNEES ACKNOWLEDGEMENT	
COUNTY OF	JTAH) : ss Salt lake)		
n this _	12th day of April	, 19 83 , p	eruonally appeared before
	선생이 보고 있는데 그렇게 되었다. 그래픽 생각 생각이 했다고 있다.	and	
eing by m	me duly sworn did say, each		
	icer, agent or Attorney in f		
	nment and has executed the		
OK X KYOCKY		The state of the s	SURMANA AGRIL
Y COMMISS	SION EXPIRES 9-24-86	NOTICY DUID	() () () () () () () () () ()
		Sait Love	City Titob